IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO.4088 OF 2006

Shaikh Anwar Shaikh Chote & Ors. ..Applicants

Versus

The State of Maharashtra ..Respondent

Mr.S.S.Kulkarni i/b S.P.Hulyankar & Malik Gargole for applicants

Mr. Rajesh More, APP for State

CORAM : S.C.DHARMADHIKARI,J.

DATE : 20TH NOVEMBER, 2006

P.C.:

1. Heard Shri Kulkarni appearing for the applicants and the learned APP for the State.

2. I have perused the application and the annexures thereto.

3. In my view, it would not be proper to dispense with the condition imposed by the learned Addl. Sessions Judge for furnishing local surety. That condition is imposed to secure the presence of the applicants at the trial. Even otherwise its imposition is not shown to be totally untenable or unjustified.

4. However, considering that the applicants were working as Drivers of the trucks in question the present application is allowed to the extent that the amount of surety shall stand reduced from Rs.25,000/= to Rs.10,000/=. Save and except reduction in the amount no other alteration or change is made in the order passed by the Addl. Sessions Judge. Application is disposed of.

5. All concerned to act on a copy of this order duly authenticated.

(S.C.Dharmadhikari,J.)